Undertaking on the Use of Electors' Information
2017 Central and Western District Council By-election

I hereby undertake:

(1)   to use the information in the "Candidate Mailing Label System" DVD and the mailing labels of registered electors* solely for the purpose related to the electioneering activities for the 2017 Central and Western District Council By-election;

(2)   when sending out election mails to electors through mass e-mails, to address each elector by an individual e-mail, to enter the e-mail addresses of electors into the "bcc" column or use other proven means to send out the e-mails in such a way that each recipient will not be able to view the e-mail addresses of other electors;

(3)   to make every endeavour to prevent any disclosure of electors' personal data including e-mail addresses to unauthorised persons and, in the event of inadvertent disclosure of electors' personal data, to prevent any misuse of the relevant information by third parties, including but not limited to informing the third parties that they are in possession of electors' personal data obtained for the purpose of compiling a register of electors and requiring them to delete the relevant information immediately; and

(4)   to dispose of all collected item(s) and electors' personal data properly or return them to the Registration and Electoral Office for disposal **within 2 weeks** after the 2017 Central and Western District Council By-election.

I understand that:

(1)   it is an offence for any person to reproduce or permit another person to reproduce in any form, use or permit another person to use, or impart to any other person, the electors' information in the above DVD and/or mailing labels for any purposes other than the purpose related to the electioneering activities for the 2017 Central and Western District Council By-election. Any person who commits the said offence is liable to a fine up to HK$5,000 and imprisonment for 6 months[#]; and

(2)   the Electoral Affairs Commission and the Government of the Hong Kong Special Administrative Region (including the Registration and Electoral Office) shall not be responsible for any disclosure, intentional or inadvertent, of electors' personal data to unauthorised persons, or for any use of electors' personal data for non-electioneering activities by the candidate(s). The candidate(s) shall be responsible for any disclosure of electors' personal data to unauthorised persons or any use of electors' personal data for non-electioneering activities, and shall indemnify and keep indemnified the Electoral Affairs Commission and the Government against all liabilities, costs, expenses, actions, proceedings, claims, demands, losses and damages arising out of or in connection with such disclosure or use.

Signature of Candidate/Election Agent[*]：_____

Name of Candidate/Election Agent[*] (BLOCK LETTERS)：_____

Name of the Candidate (BLOCK LETTERS)：_____

Name of Constituency：_____

Date：_____

[*] Please delete as appropriate.
[#] See sections 21(3) and 22(3) of the Electoral Affairs Commission (Registration of Electors) (Legislative Council Geographical Constituencies) (District Council Constituencies) Regulation (Cap. 541A).

To: Chief Electoral Officer

<u>Acknowledgement of Receipt</u>

I acknowledge receipt of the following item(s) from the Returning Officer:

1. * "Candidate Mailing Label System" DVD and its User Guide;

2. * A set of mailing labels of registered electors as specified in the Candidate's/the Election Agent's Notice for Collection of Electors' Information on _____ (Date) (excluding electors who have provided their e-mail addresses (except those in the custody of the Correctional Services Department), and those who have requested no election mail).

I have inspected the seal(s) on the item(s) and found it/them intact. I have also read and understood the "Supplementary Note on Undertaking on the Use of Electors' Information".

Signature of Candidate/Election Agent* ： _____

Name of Candidate/Election Agent*(BLOCK LETTERS) ： _____

Date ： _____

* Please delete as appropriate.